

## GOVERNMENT OF ANDHRA PRADESH

### ABSTRACT

Public Services – I&CAD Dept. – Disciplinary proceedings against Sri G. subrahmanyeswara Rao, Draughtsman (Retd.) for the irregularities committed in execution of works relating to NSP (O&M) Division – Punishment of 5% cut in pension, besides recovery of Rs.2,29,510/- (Rupees two lakhs twenty nine thousand five hundred and ten only) with 12% interest per annum, imposed on Sri G. Subrahmayeswara Rao, Draughtsman (Retd.)- Orders issued.

---

### IRRIGATION & CAD (SER.VII.(V&E-2) DEPARTMENT

G.O.Ms. No. 71

Dated: 06-05-2009

Read the following:

1. From G.A.(V&E) Department Vigilance Report No.(375/V&E.E2/97-5, Dated 17.07.1999.
2. G.O.Rt.No. 342 I&CAD (CADA.Ser.II.) Dept., Dt. 29-04-2000.
3. WSSD of Sri G. Subrahmanyeswara Rao, Draughtsman Dt. 02-06-2000.
4. G.O.Rt.No. 485, I&CAD (CADA. Ser.II) Dept. Dt. 30-04-2003.
5. From Sri D. Bhaskar Rao, Member, Commissionerate of Inquiries, G.A.D., Lr.No. COI-M(DBR)/I&CAD/83/2003, Dt.10-10-2003.
6. Govt. Memo No. 31623/CADA Ser.II-2/99-36, Dt. 27-01-2004.
7. From Sri G. Subrahmanyeswra Rao, Draughtsman, representation Dt. 29-03-2004.
8. Govt. Memo No. 31623/Ser.VII(V&E-2)/99-67, Dt.16-02-2009.
9. From Sri G. Subrahmanyeswra Rao, Draughtsman, representation Dt. Nil.
10. Govt. Letter No. 31623/Ser.VII(V&E-2)/99-68, Dt.13-03-2009.
11. From the Secretary, APPSC Lr.No.1805/RT-I/1/07, Dt. 17-04-2009.

\*\*\*

### ORDER:

In the reference 1<sup>st</sup> read above, it has been brought to the notice of the Government that certain Engineers / Officers have made excess payments in execution of works relating to Nagarjuna Sagar Project (O&M) Division, Nuziveedu, Krishna District

2. In the reference 2<sup>nd</sup> read above, disciplinary proceedings have been initiated against Sri G. Subrahmayeswara Rao, Draughtsman by issuing Article of charges

3. In the reference 3<sup>rd</sup> read above, Sri G. Subrahmayeswara Rao, Draughtsman has submitted his written statement of defense.

4. Government, after careful examination of the written statement of the defense of the charged officer, have decided to conduct regular enquiry into the charges framed against him, as the WSSD of the charged officer is not convincing.

5. In the reference 4<sup>th</sup> read above, Sri B. Bhaskar Rao, Member COI has been appointed as Inquiring Authority into the charges framed against Sri G. Subrahmayeswara Rao, Draughtsman.

6. In the reference 5<sup>th</sup> read above, the Inquiring Authority has submitted his enquiry report stating that the charges are not proved against the charged officer.

7. Government, after careful examination of the enquiry report, have decided to deviate the findings of the Inquiring Authority. The reasons/grounds for deviating the findings of the Inquiring Authority are as follows:

I. Findings of Inquiring Authority:- “There is no mention if only ordinate method is to be employed”.

Reason for deviation:- There is no mention if only “Average level method is to be employed either. The conventional method for payment is only “ordinate method”. Only in case of approximate estimation of any quantity, average level method is used to save delay in plotting ordinates, “Level payment” does not mean computation of quantities as per ‘average level method” because the former is specified basis for payment ie., “levels” in contrast with “tape measurements” and the latter is one of the methods of computation of areas/ volumes.

II. Findings of Inquiring Authority:- It is up to the authority who calculated the agreement to specify the method of calculation of quantities of earth work”.

Reason for deviation :- The one and only method to be adopted for payment is “ordinate method” and hence not separately specified in the agreements. The average area method is for computing approximate quantities. If some body misused this average area method to help the contractors and all the concerned officers were silent, it does not mean that the same is authorized or endorsed by the higher officers. No agreement authority is independent to specify his own method or method of his choice of calculation. The one and only method available is “Ordinate method” for precise calculation of areas and other methods are approximate and hence not specially mentioned in the agreement in the content of payment.

III. Findings of Inquiring Authority:- “When the departmental subordinate adopted average level method, no body raised any objection as seen from records”

Reason for deviation :- For the sake of assumption, if some ticket collectors let ticketless travelers scot-free, it does not mean that “ticketless travel” is one of the authorized method of travel. It is beyond doubt that the Accused officers have effected an excess payment of Rs.11,47,548/- and that is to be recovered from the contractors, if possible and if not, from the Accused Officers.

8. In the reference 6<sup>th</sup> read above, while communicating the reasons for deviating the findings of the Inquiring Authority, Sri G. Subrahmayeswara Rao, Draughtsman (Retd.) has been directed to submit his representation, if any, on the decision of the Government.

9. In the reference 7<sup>th</sup> read above, Sri G. Subrahmayeswara Rao, Draughtsman (Retd.) has submitted his representation with a request to drop further action against him.

10. Government, after careful examination of the representation of Sri G. Subrahmayeswara Rao, Draughtsman (Retd.), have provisionally decided to impose punishment of 5% cut in pension, besides recovery of Rs.2,29,510/- (Rupees two lakhs twenty nine thousand five hundred and ten only) with 12% interest per annum.

**::3::**

11. In the reference 8<sup>th</sup> read above, while communicating the provisional decision taken by the Government, Sri G. Subrahmayeswara Rao, Draughtsman (Retd.), has been requested to submit his representation on the provisional decision of the Government.

12. In the reference 9<sup>th</sup> read above, Sri G. Subrahmayeswara Rao, Draughtsman (Retd.) has submitted his representation with a request to drop further action against him.

13. Government, after careful examination of the representation of Sri G. Subrahmayeswara Rao, Draughtsman (Retd.), have decided to confirm the provisional decision taken against the individual as the individual has reiterated his earlier version, already discussed in the enquiry report and there is no new ground to consider his request.

14. In the reference 10<sup>th</sup> read above, the Secretary, A.P Public Service Commission has been requested to communicate the concurrence of the Commission on the decision taken by the Government.

15. In the reference 11<sup>th</sup> read above, the Secretary, A.P. Public Service Commission has communicated the concurrence of the commission.

16. Government, after careful examination of the entire issue, here by impose a punishment of 5% cut in pension, besides recovery of Rs.2,29,510/- (Rupees two lakhs twenty nine thousand five hundred and ten only) with 12% interest per annum on Sri G. Subramanyeswara Rao, Draughtsman (Retd.) for his committed irregularities in execution of works relating to NSP (O&M) Division, Nuziveedu, Krishna District.

17. The Engineer-in-Chief (AW), I&CAD Department, Hyderabad is therefore directed to take necessary further action in the matter.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**S.P. TUCKER  
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri G. Subrahmayeswara Rao, Draughtsman (Retd.) through Engineer-in-Chief(AW) , I&CAD Department, Hyderabad )

The Engineer-in-Chief(AW) , I&CAD Department, Hyderabad

Copy to:

The Superintendent Engineer, O&M Circle, Tekulapalli, Khammam District for necessary action

The Accountant General, A.P., Hyderabad.

The Secretary, A.P. Public Service Commission, Hyderabad

The General Administration (V&E) Department.

The Secretary, A.P VC, Hyderabad.

SF/SC

//FORWARDED : BY ORDER//

SECTION OFFICER